

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being submitted *via* the USPTO EFS Filing System on the date shown below to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: August 22, 2006/Rebecca Stanford/

Rebecca Stanford

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Applicants: Christopher A. Meek, *et al.*

Examiner: Wilbert L. Starks

Serial No: 09/873,719

Art Unit: 2129

Filing Date: June 4, 2001

Title: EFFICIENT DETERMINATION OF SAMPLE SIZE TO FACILITATE BUILDING A
STATISTICAL MODEL

Board of Patent Appeals and Inferences**Attn: Chief Clerk of Board****Commissioner for Patents****P.O. Box 1450****Alexandria, VA 22313-1450**

REQUEST TO PRESENT ARGUMENTS VIA TELEPHONE

Dear Sir:

A hearing has been set and confirmed for the subject case (Appeal No. 2006-2143) on Wednesday, September 13, 2006. Appellant hereby respectfully requests to present arguments *via* telephone in accordance with MPEP §1209. Attached for your convenience is a copy of the Confirmation of Hearing, which we filed on August 22, 2006.

Please note, a Hearing is scheduled for (2006-2064) Serial No. 09/771,761 at the same time on the same day and in the same Hearing Room. Appellant believes this is an error in scheduling and hereby respectfully requests to reschedule this Hearing for the next available time

slot later the same day, Wednesday, September 13, 2006.

In the event any fees are due in connection with this document, the Commissioner is authorized to charge those fees to Deposit Account No. 50-1063 [MSFTP184US].

Respectfully submitted,

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/Himanshu S. Amin/

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BOARD OF PATENT APPEALS
AND INTERFERENCES

AMIN & TUROCY, LLP
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Appeal No: 2006-2143
Appellant: David E. Heckerman et al.
Application No: 09/873,719
Hearing Room: A
Hearing Docket: B
Hearing Date: Wednesday, September 13, 2006
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ☒ HEARING ATTENDANCE CONFIRMED ☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
http://www.uspto.gov/web/offices/dcom/bpai/docs/contacts/contact_info.htm

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